IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO: 25070 of 2001

Between:

K.B.S.Cement Products Rep by its Proprietor K.Ram Mohan S/o.Kishan
R/o. 2-1-39/1, Upstairs, Station Road, Kamareddy, Nizamabad District.

..... PETITIONER

AND

1 The Northern Power Distribution Company of A.P.Ltd., Rep by its Managing

Director, Warangal.
2 The Superintending engineer, Northern Power Distribution Company of A.P.

Ltd., (Operation Circle) Nizamabad.
3 Sai Kirthi Power Control Rep by its Prop; B.Shankar.S/o. Not Know
R/o. LIG No.45, APHB Colony, Vinayak Nagar, Nizamabad.
4 M.Gangaram S/o. Not Known, R/o. Q.No.B4/F7, APHB Colony,
Vinayak Nagar, Nizamabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more in the nature of Writ of Mandamus directing the respondents 1 & 2 herein to consider the tenders of eligible contractors who have submitted their tenders in response to a Tender NoticeNo.4/2001-02 which was communicated by the 2nd respondent videLr.No.SE/OP/NZB/T4/D.No.804/2001-2001, dt.7.11.2001 by duly declaring the action of the 2nd respondent in taking steps for receiving and proceedings with the tenders of respondents 3 & 4 though they are not eligible tenderers and they have not complied with the conditions 3 & 33 of the Tender conditions as illegal arbitrary and violative of Art 14 of the constitution of India and contrary to the condition No.3 & 33 of the tenders conditions as well as well set aside principles of law laid down by this hon'ble Court as well as Hon'ble

Apex Court.

Counsel for the Petitioner: MR.V.RAVI KIRAN RAO

Counsel for the Respondents: V.AJAY KUMAR (SC FOR APTRANSCO)

The Court made the following:

ORDER:

It is submitted by the learned counsel for the petitioner that the subject matter of the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as infructuous. No order as to costs.

_____ R.SUBHASH REDDY, J

30.06.2005

DR

To

1 The Managing Director, Northern Power Distribution Company of A.P.Ltd.,

Warangal.

2 The Superintending Engineer, Northern Power Distribution Company of A.P.

Ltd., (Operation Circle) Nizamabad.

3 The Proprietor, Sai Kirthi Power Control, R/o. LIG No.45,

APHB Colony, Vinayak Nagar, Nizamabad.

4 Two C.D. Copies